

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE: COLUMBIA UNIVERSITY
PATENT LITIGATION

MDL NO. 1592

This Document Relates To All Actions.

**ASSENTED-TO MOTION FOR LEAVE TO FILE A SUPPLEMENTAL
MEMORANDUM SEEKING TO VACATE OR CLARIFY
THE COURT'S JUNE 23, 2004 PROTECTIVE ORDER**

Pursuant to Local Rule 7.1(B)(3), the undersigned plaintiffs hereby request leave of the Court to file the Supplemental Memorandum Seeking to Vacate or Clarify the Court's June 23, 2004 Protective Order. As grounds for this Motion, plaintiffs state that their Supplemental Memorandum is necessary to address and respond to issues raised in Columbia's Supplemental Memorandum Regarding First Amendment Implications of Protective Order (Court's Dkt. 52), as well as to raise some questions concerning the Court's protective order issued June 23, 2004 (Court's Dkt. 34). The undersigned plaintiffs believe their supplemental memorandum will be helpful to the Court in resolving the First Amendment issue concerning the protective order on which the court ordered briefing in its June 23, 2004 scheduling order (Court's Dkt. 33). In addition, Columbia has assented to the filing of the Supplemental Memorandum.

Date: August 11, 2004

Respectfully submitted,

/s/ Carla M. Levy

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Certification of Counsel

Pursuant to Local Rule 7.1(A)(2), the undersigned certifies that counsel for plaintiffs Biogen Idec MA Inc. and Genzyme Corporation conferred with counsel for Columbia University on this motion and that counsel for Columbia University assented to this motion.

/s/ Carla M. Levy